

**Federal Defenders
OF NEW YORK, INC.**

Southern District
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David E. Patton
Executive Director

Southern District of New York
Jennifer L. Brown
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January 14, 2022

By ECF

Honorable Alvin K. Hellerstein
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

The request is granted. So ordered.
/s/ Alvin K. Hellerstein
January 21, 2022

Re: *United States v. David Wagner*, 19 Cr. 437 (AKH)

Dear Judge Hellerstein:

I write to respectfully request that the Court allow the Federal Defenders of New York to withdraw as counsel for Mr. Wagner. Mr. Wagner has moved under 28 U.S.C. § 2255 to vacate his sentence based on an assertion that our office provided ineffective representation. *See* Dkt. No. 143. Under these circumstances, it would be inappropriate for our office to provide continued representation to Mr. Wagner, and I respectfully request permission to withdraw as counsel.

Respectfully submitted,

/s/ _____
Martin S. Cohen
Ass't Federal Defender
Tel.: (212) 417-8737

cc: Jilan Kamal and Sagar Ravi, Esqs., by ECF
Mr. David Wagner, FCI Otisville